

I C A N N
COMMUNITY FORUM

76

CANCÚN

11-16 March 2023

ccNSO Governance

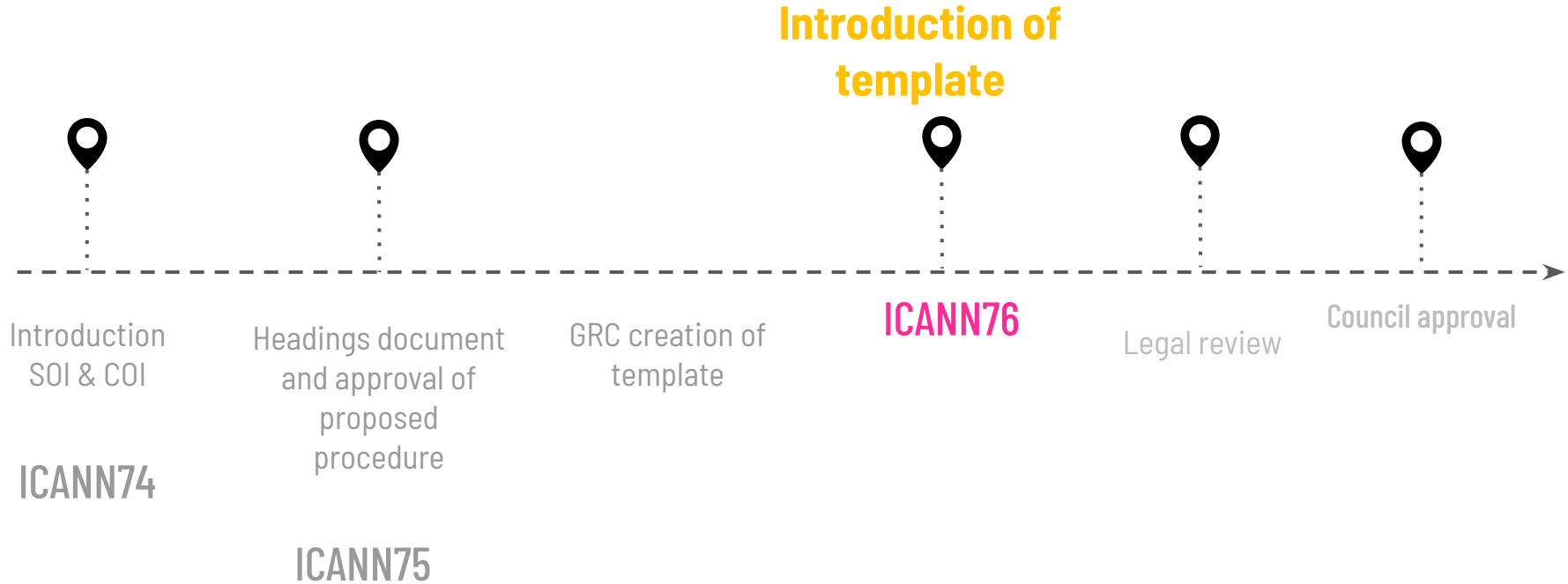


Agenda

1. Conflict of Interest & Statement of Interest
2. Introduction Implementation
3. Next steps



Timeline: Sol & Col



Applies to Councillors only!

Is there a
Conflict of Interest?

Transparency

Statement of Interest

- Reveal + (Declaration)
- Submit & Update
- Accuracy
- Mandatory

Return

Conflict of Interest

- Rejoin meeting

Recuse

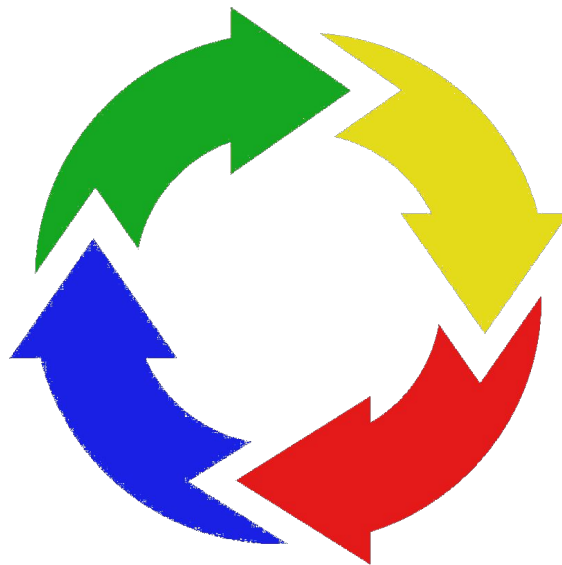
Conflict of Interest

- Abstain
- Stay in Room
- Join discussion
- Does not affect quorum

Remove

Conflict of Interest

- Leave discussion
- Step out
- May affect quorum



Introduction of SOI:



- Going forward from ICANN 75, the GRC struggled and reflected on the language used,
- We've aimed for a lightweight, effective process,
- Statement of Interest is about Positive Disclosure,
 - Promotes Trust and Transparency,

Introduction of SOI:



- Applies to all active members and participants in committees, work groups or other functions of the ccNSO,
 - Does not apply to ICANN staff,
- SOI to be updated annually,
- Going forward new committees will have their chair ask for any updates as part of administrative items,
- For consistency, the secretariat will provide a electronic form for use.

Template (PDF or Google Form):

The ccNSO Internal Procedures mandate the filing of a Statement of Interest by any person who wishes to participate in a ccNSO Working Group or Committee (ccNSO Groups (s)).

A Statement of Interest is currently defined as “a declaration by a Member or Participant in which the Interests of the individual are recorded that may affect the individual’s judgment, on any matters to be considered by the ccNSO Group. For purposes of this Guideline

“Interests” are those specified interests, relationships, arrangements, and affiliations that may affect the judgments of the Members or Participants in their involvement in the ccNSO Groups.”

- Material Interest: A material interest is an important interest and is generally, but not always, financial in nature. However, in the legal sense, the interest needs to be substantial or of consequence.
- Financial Interest. A “Financial Interest” is the monetary reward for a service rendered, a monetary gain for commercial dealings, or the ownership of shares with the potential for monetary profit.

To participate in a ccNSO Group, Members and Participants are required to:

- Submit to the ccNSO Secretariat a Statement of Interest (section 5.2),
- Update the statement at least once a year or whenever there is a material change.

It is important for you to note that all Statements of Interest collected are publicly accessible and displayed.

This is done to “operate to the maximum extent feasible openly and transparently and consistent with procedures designed to ensure fairness”.

By submitting your personal data, you are agreeing that your personal data will be processed in accordance with the ICANN Privacy Policy (<https://www.icann.org/privacy/policy>), and agree to abide by the website Terms of Service (<https://www.icann.org/privacy/tos>).

Template (PDF or Google Form):

1. Full name:*

Sean Copeland

2. Current employer(s) and position(s):*

NIC VI

3. Category of work performed at (above): *

Operations

4. Please list any financial relationship beyond stock holding of 3% or more you may have with any company that to your knowledge has a financial relationship or contract with ICANN :

- ☐ Yes, I have such relationship(s)
- ☒ No, I have no such relationship(s) Skip to question 6

5. If yes question 4, please provide a brief description: *

Placeholder

6. Please identify if your involvement in the ccNSO Group is on behalf of any other individual or entity identified under question , whether paid or unpaid. If so, the name of the individual or entity on whose behalf you are participating should be provided. Yes, I have such involvement(s)

Template (PDF or Google Form):

6. Please identify if your involvement in the ccNSO Group is on behalf of any other individual or entity identified under question , whether paid or unpaid. If so, the name of the individual or entity on whose behalf you are participating should be provided. Yes, I have such involvement(s)

- ☒ No, I have no such involvement(s) Skip to question 8
☐ Yes, I have such involvement(s)

7. If yes question 6, please provide a brief description: *

Placeholder

8. Please describe any other relevant arrangements, interests, or benefits as requested in the following situation:

i. Any material interest in the outcome of ccNSO policy development processes or activity of the ccNSO Group. If there is a material interest in ICANN ccNSO policy development processes and/or ccNSO Group and outcomes, it has to be described.

- ☐ Yes, I have such material interest or arrangements/agreements
☒ No, I have no such material interests or arrangements/agreements
Skip to section 12 (Completeness and Accuracy)

Template (PDF or Google Form):

9. If yes question 8, please provide a brief description: *

Placeholder

10. Please describe any other relevant arrangements, interests, or benefits as requested in the following situation:

i. Any material interest in the outcome of ccNSO policy development processes or activity of the ccNSO Group. If there is a material interest in ICANN ccNSO policy development processes and/or ccNSO Group and outcomes, it has to be described.

- ☐ Yes, I have such material interest or arrangements/agreements
- ☒ No, I have no such material interests or arrangements/agreements
- Skip to section 12 (Completeness and Accuracy)

11. If yes question 10, please provide a brief description: *

Placeholder

Template (PDF or Google Form):

Completeness and Accuracy

Completeness

The ccNSO Secretariat shall review each Statement of Interest on completeness. Suppose the Secretariat has a reason to believe that the documentation is incomplete. In that case, the Member or Participant shall be notified and requested to provide the omitted or missing information within 10 business days. If there are extenuating circumstances, the Member or Participant should explain why the document is incomplete. Suppose the matter cannot be satisfactorily resolved within a reasonable period. In that case, the Secretariat shall raise the issue with the Chair of the relevant ccNSO Group, or person designated by the ccNSO Group in case the Statement of Interest of the Chair is incomplete, pursuant to section 6.3 of the SOL Procedure.

Accuracy

Suppose there are concerns raised about the accuracy of a Member's or Participant's Statement of Interest, including whether an interest may affect the Member's or Participant's judgment concerning a pending matter that has been disclosed. In that case, it shall be brought to the attention of the Member or Participant and the Chair of the relevant ccNSO Group or a person designated by the ccNSO Group in case the Statement of Interest of the Chair is possibly in-accurate. The Member or Participant will have 10 business days to resolve the matter, before it will be handled by the Chair of the relevant ccNSO Group or person designated by the ccNSO Group in case the Statement of Interest of the Chair is possibly in-accurate, and handled pursuant to section 6.3

Procedure to resolve in-correctness or in-completeness

Suppose concerns about the completeness and/or accuracy of a Statement of Interest persist after reasonable attempts have been made to resolve the matter with the Member or Participant. In that case, the matter shall be brought to the attention of the Chair of the relevant ccNSO Group [and handled according to the decision-making processes and procedures described in the ccNSO relevant Conflict of Interest (Col) procedure]. At each step of the Col procedure, every effort should be made to resolve the completeness and/or accuracy concerns by working cooperatively with the Member or Participant.

By submitting this form, you agree to the above terms and certify the information provided in this form is true and correct to the best of your knowledge.

 Submit 

¿Questions or Comments?

SOI - Applies to all WG participants!

Polling: Do you support the proposed SOI template?

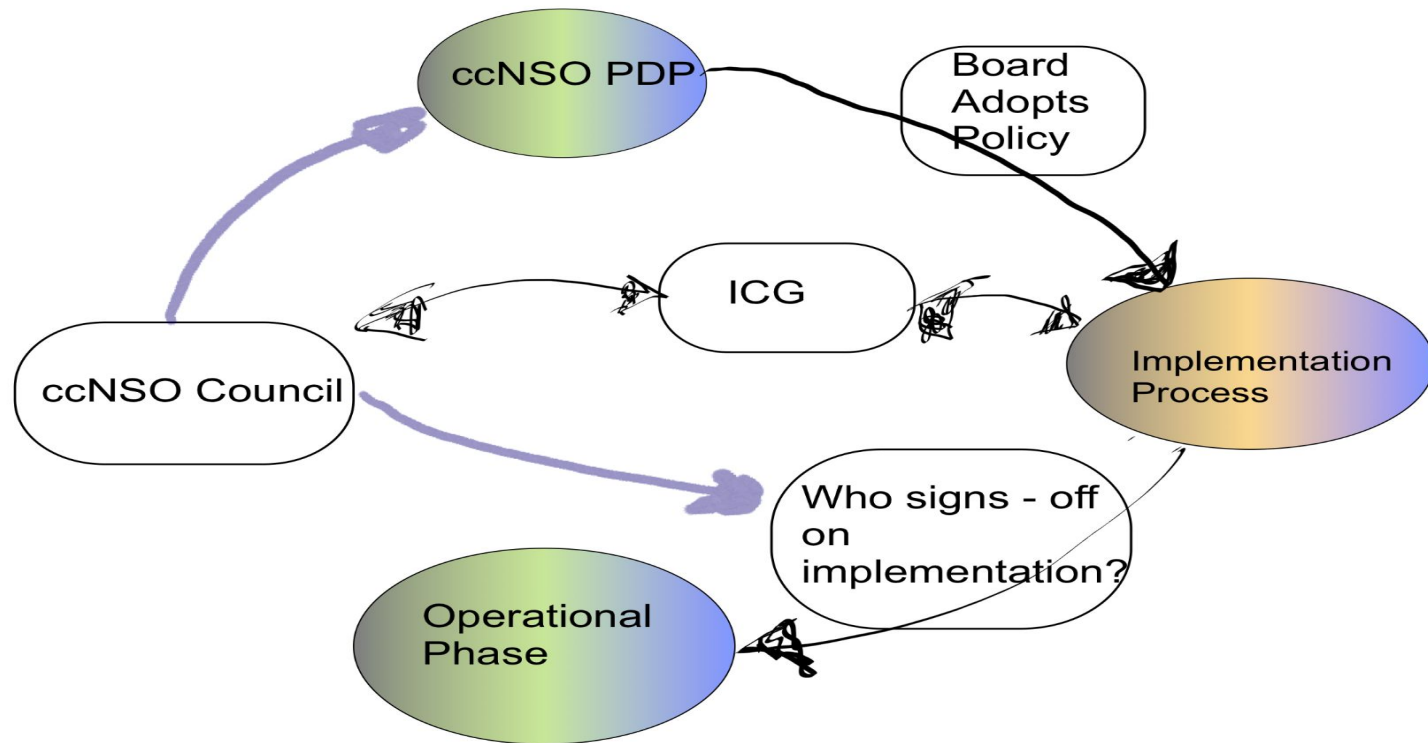
SOI - Applies to all WG participants!

Polling: Do you think it is reasonable to require completion of a Statement of Interest (SOI) to join a ccNSO Group?

Implementation of ccNSO policies

Why discuss Implementation?

Understand the role of the ccNSO, if any with respect to implementation of policies developed by the ccNSO after they are adopted by the Board



Fireside discussion: implementation of policy



Marika Konings
VP, Policy Development Support



Sean Copeland, .vi
Chair, Guidelines Review
Committee



Karen Lentz
VP Policy Research & Stakeholder
Programs

Introduction Headings Implementation

Why is it important?

Goal:

To define ccNSO roles and responsibilities regarding implementation of ccNSO policies.

Gating of Policy and Implementation

ccNSO Policy Development Process (ccPDP) –
Annex B ICANN Bylaws section 16:

Upon adoption ... the Board shall ... direct or authorize ICANN staff to implement the policy.

From their Board meeting 22 September 2022 (adoption retirement policy):
The Board directs the ICANN President and CEO, or his designee(s), to implement the recommended policy contained in the Board Report.

Why now, why is GRC involved?

- PDP Retirement was concluded and now in implementation
- Recent increased number of ccNSO-originated PDPs - Review Mechanism, (de-)Selection of IDN ccTLD Strings, Retirement.
- Desire to articulate process for assisting ICANN Org staff in implementation of approved recommendations.
- GRC design based on GNSO IRT practices, tailored to ccNSO context.

Implementation Consultation Group (ICG) and its role

- Draft implementation-assistance process:
 - After Board approval of recommended policy and before ICANN Org staff begin implementation, ccNSO Council **may** convene ICG to assist staff in implementation details to ensure consistency with recommendation(s).
 - Avoid relitigating issues/no discussion of individual cases. Policy questions/discussions to be escalated to Council (which can convene a PDP or provide guidance to IGC and/or Org staff).
 - Encourage PDP WG membership participation in ICG. ICG to appoint liaison to Council.

Interaction ICANN and Implementation Consultation Group

- ICANN Org staff and ICG to develop rules of engagement.
 - Organization – chair – meeting frequency – milestones – minutes – staff to ICG updates – check implementation procedures against policy recommendations.
 - Closure: ICG to check consistency of implementation to policy recommendations. Final report/sign-off by ICG to Council prior to Council sign-off. ICG closed by resolution of Council.

Interpretation poll



Thank you for your input!

GRC Members:

Sean Andrew Copeland

Segun Akano

Irina Danelia

Stephen Deerhake

Dejan Djukic

David McAuley

Mirjana Tasic

Svitlana Tkachenko

Katrina Sataki (Observer)